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THE CHRONICLE.

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JOHN M. MARTIN.

ADVERTISE IN THE CHRONICLE.

Home Life in Fremont.

The family life, I think, is stronger than with us; the family clings longer together, and its members are more interdependent. It is often alarming to see the genuine affection of children for their elders; there does not seem to be the excessive declarations of independence as children arrive near majority, as is too often the case with American youth. Birthdays are religiously observed. The odd theory prevails that one knows the birthday of each relative and friend, and yet it is impolite to ask them when the anniversary occurs. Consequently, if one has a wide circle of relatives and friends, he is obliged to indirectly ascertain the several birthdays, and then, perhaps, keep a record of them in calendar form. The correct thing is to send a bouquet, or a pot of flowers, with a card of greeting. My vegetable landlady celebrated her seventy-fourth birthday during my stay in her family. I remarked that morning an unusual note of preparation in her apartment, and quite early she appeared in her best togethery. Cakes and wine were placed on the table, and presently relatives, friends and flowers in pots and bouquets, began to pour in. Very soon the windows were filled with blooming roses, azaleas, hyacinths and May flowers. Kindly greetings were extended by visitors, and cake and wine consumed. The old lady's face beamed with joy at these demonstrations of respect and affection. This interruption into the quiet house gave me the first intimation of the nature of the day and in order not to be lacking in courtesy, I quietly slipped out and purchased a pot of blooming roses, which I sent with my card of greeting to the old lady, just as if I had known all along it was the festive day. The day closed with a grand family supper. It is also a very pleasant little custom for each one of a family, when he rises from the table, to bless the meal; and it is quite common for guests at a hotel, when they rise from the table d'hôte, to bow to those near and repeat the usual phrase, "Gesegnet die Mahlzeit." It is also common at private gatherings, when the company rises from the table, to greet each other with handshaking, and for relatives to kiss each other. Indeed, kissing is lavishly indulged in, but it always appeared absurdly comical when two strapping, bewhiskered fellows smacked each other, first on one cheek then on the other.—*Californian for October.*

An Incident of the Recent Days.

A battery of the First Artillery halted that night in a little clearing. The men lay down, snatching their momentary rest from the darkness. The first sergeant, now an honored officer of the Third Artillery, told me he got up and walked to one side of the clearing. He was halted and turned back by a sentinel. Going toward the other side, he was again challenged.

"Who comes there?" He replied, "A Friend," and said, "What regiment is that?"

The answer came, "Seventh Alabama."

"What regiment is that on the other side?"

"Fifth Georgia," replied the sentinel.

"What battery is that?"

Here was a situation. The sergeant naturally didn't know the name of a battery in the rebel army. Hesitation would have been fatal. By a lucky inspiration he replied, "One of Stuart's batteries," knowing that Jeb Stuart commanded their cavalry.

"Oh," said the other, "then you're a horse battery?"

"Yes," said C— "Good night."

He immediately awoke the Captain, who rather angrily said, "What the deuce is the matter now?"

"Excuse me, Captain," said the sergeant, "but we're camped between a Georgia and an Alabama regiment."

It is needless to say the Captain got up. Horses were hitched in quickly, and the battery withdrew from between the sleeping regiments, who never knew of the grim that was within their reach.—*Californian for October.*

How to Keep Healthy.

Do not neglect ventilating your bed-rooms when the weather becomes cold. In the morning hoist the windows, take off the bedclothes, shake and stir the ticks, turn the upper one over the foot rail. This will prevent the impure odor penetrating further, and they will escape faster while the bed is warm, and you will not have to wait till the beds to air when you are ready to make them.

In hot weather we sleep with all the windows open, but do not allow the wind to blow directly upon us. In the coldest nights of winter we only leave the doors open connecting with other rooms. On no account sleep in tight rooms without at least a crack to admit of pure air. Plenty of fresh air gives health, strength and elasticity to the lungs and body.

Keep the pores of the skin open, to let impurities pass out freely, by washing the body once a week in winter and often in Summer. Have the room warm, bathe quickly, and wipe dry, and you will not feel chilly if it has been done properly. If all the clothing worn by day were aired while we sleep in other garments, much health and comfort would be added to life. One-third of our lives is spent in our sleeping-rooms. Be particular about them. Let them be large, dry and pleasant.—*German-town Telegraph.*

Medical Uses of Eggs.

For burns and scalds nothing is more soothing than the white of an egg, which may be poured over the wound. It is softer as a varnish for a burn than collodion, and being always at hand can be applied immediately. It is also more cooling than the "sweet oil or cotton" which was formerly supposed to be the surest application to allay the smarting pain. It is the contact with the air which gives the extreme discomfort experienced from ordinary accidents of this kind; and anything which excludes air and inflammation is the thing to be at once applied. The egg is also considered one of the best remedies for dysentery. Beaten up slightly, with or without sugar, and swallowed at a gulp, it tends, by its emollient qualities, to lessen the inflammation of the intestines and the stomach, and by forming a transient coating on those organs to enable Nature to assume her healthful way over the diseased body. Two, or at most three, eggs per day, would be all that would be required in ordinary cases; and since the egg is not merely medicine, but food as well, the lighter the diet the better, and the quieter the patient is kept, the more certain and rapid the recovery.

Just before visiting the menagerie.

Johnnie had a passage-at-arms with the young aunt who assisted at his toilet, and with whom he flew into a rage. Arrived at the menagerie, Johnnie was immensely interested by a strange foreign animal with a long lithe body. "What animal is that, mamma?" he asked. "It is called an anteater, my son." After a long silence—"Mamma, can't we bring Aunt Mary home some day?"

Whisky is good in its own place.

There is nothing in the world like whisky for preserving a man when he is dead. But it is one of the worst things in the world for preserving a man when he is living. If you want to keep a dead man, put him into whisky. If you want to kill a living man, put whisky into him.—*Dr. Guttridge.*

The roses of pleasure seldom last long enough to adorn the brow of him that plucks them, and they are the only roses which do not retain their sweetness after they have lost their beauty.

There is no way to preserve harvest apples, unless you kill off the boys, and that plan is hardly feasible.

The tongue was intended for a divine organ but the devil often plays upon it.

Women with banged hair are doubtful if they cover up their show of intellect, and a man will marry one of them, expecting to have a good-natured fool for a wife; but she'll turn out smarter than chain lightning, and make him dance all the household horrors.

The late John Brougham once at a dinner was seated next to Coroner Croker. A toast was proposed and Brougham asked the Coroner what he should drink it in. "Claret," said the Coroner. "Claret!" was the reply. "That's no drink for a coroner. There's no body in that!"

A young wife, remonstrating with her husband on his dissipated habits was answered: "I am like the prodigal son, my dear; I will reform by-and-by." "I will be like him, too," she said; "I will arise and go to my father."

"If you will consent to my marriage with your daughter she will be treated as if she were an angel." "That is," was the matter-of-fact reply, "in a short time she would not have anything to wear."

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THE CHRONICLE.

BODIE, OCTOBER 9, 1890.

The Chronicle is published every day except on Sundays and public holidays. It is sold at the rate of five cents per copy in advance, and on delivery. The subscription price for one year is \$5.00 in advance, and for six months \$3.00. The price for a single copy is five cents.

LOCAL INTELLIGENCE.

LOSS OF LIFE.—A terrible and astounding disaster occurred here between 3 and 4 o'clock on Wednesday afternoon, when the dwelling of Bert. Dermott, a blacksmith at the Bechtel mine, in the upper part of town, on the hillside east of the Noonday road, accidentally caught fire, burning to death the two children of Mr. Dermott, one a little boy 9½ years old, and the other a baby about six months old. The mother had been washing, and, having put her little ones to bed, went to a neighbor for some clothes pins. While absent the house took fire—probably from the stovepipe—and before assistance could be rendered the little ones were burned to death, and the house with all its contents destroyed. The remains of the children were removed to the undertaking rooms of H. Ward, and were interred yesterday. The parents are almost crazy over their great loss. The sad affair casts a gloom over the community, and every Christian heart in our midst beats in sympathy with those whose happiness has been so suddenly blasted.

AN EXPLOSION.—At 5 o'clock on Wednesday afternoon a heavy explosion at the Bodie Foundry on Upper Main street startled our citizens. It seems that a blast of steel and iron was being drawn, when water was thrown around the cupola, the steam from which ascended into the cupola, generating a gas and causing it to explode with a tremendous report, throwing the molten iron in every direction, bursting out the side of the building, and breaking almost every pane of glass in the foundry. William and Charles Potter and N. Fine were near the cupola attending to the drawing, but escaped with no injury worth noting, although the concussion threw them back some twenty feet toward the entrance. L. M. Buel and George Hawkins, two spectators, were standing near the door at the time of the explosion and were thrown down by the concussion. Their clothes were badly burned by the molten iron thrown on them, and Buel was burned on the face and neck. It was a miracle that none were instantly killed.

WELL DONE.—Early on Thursday morning a number of ladies started out to raise funds for the relief of Mr. and Mrs. Dermott, who met with such a sad bereavement on the previous evening—the loss of their two children by the burning of their house and all their worldly possessions, having saved nothing but the clothes they had on when their house was burned. The ladies were very successful in their collection, our people being noted for liberality on occasions of this character.

OAKLAND CON.—Work in this tunnel, in the Tunnel District, is progressing finely. The tunnel having been cleared of debris, the men are working day and night. The shaft, near the Oakland, is also going down, two shifts pushing it as fast as men and powder will do it. The starting up of these two mines will encourage others, we hope, to develop mining prospects in that District, which promises well.

A PRESENT.—On Sunday last Rev. G. B. Hinkle was presented with a fine gold watch and chain by the Bodie Sunday School. T. A. Stephens presented the watch on behalf of the school. The present was worthily bestowed, Mr. Hinkle having been a zealous laborer in behalf of the Church and School.

ELECTION.—At the annual meeting of the stockholders of the Bodie Bank the following officers were elected: Wm. Irwin, President; Geo. Gillson, Vice President; W. H. Pope, Cashier; Wm. Irwin, O. H. Barber, J. M. Dawley, Geo. Gillson and Fred. Wanke, Trustees.

MINE ACCIDENT.—Dr. Van Zandt informs us that Michael Mege, who was badly injured on Monday in the Standard mine, by a mass of rock falling on him, is getting along as well as can be hoped for.

FRESH FISH.—To-morrow (Sunday) morning E. F. Gibson, Union Market building, will receive fresh salmon for your Sunday dinner. Also fresh vegetables and fruit.

FIRST SNOW.—The first snow of the season fell here yesterday, and last night was very disagreeable. To-day we have the first installment of sloppy streets.

RELIGIOUS.—Rev. Mr. Warrington will hold services in Odd Fellows' Hall at the usual hours to-morrow morning and evening.

FIRE.—Yesterday's storm petered out last night, and the weather to-day has been very pleasant.

Transfers of Real Estate.

The following deeds have been recorded in the County Recorder's office:

Oct. 2.
Wm. H. Beardsley to N. B. Hunnewell, s. w. ¼ of s. w. ¼ of s. 7, w. ¼ of n. w. ¼, and n. w. ¼ of s. 7, s. 18 t. 1 n. r. 26 e., \$500.

Oct. 4.
W. D. Wasson to L. Coblitz, lot on Main street, Bodie, \$100.

P. Reddy, et al. to T. A. Stephens, lot on Main street, Mammoth City, \$100.
James Wilson to Elizabeth Barryman, lot in Bodie, \$100.

Wm. Fenrose to Wm. Tomkins, lot on Wood street, Bodie, \$225.

AN IMPORTANT DECISION.

In the Superior Court of Mono County, State of California:
P. Reddy, Plaintiff, vs. Z. B. Tinkum, Treasurer, etc., Defendant.

This is an application for a writ of Mandamus, to compel the Defendant, the County Treasurer of Mono County, to pay out of the General Fund of said County fifty-one warrants, aggregating about sixteen thousand (\$16,000) dollars, for various amounts, of all which the Plaintiff is admitted to be the owner and holder. These warrants are of different dates from February 8th, 1889, to December 13th, 1890, and are all drawn upon the County Treasurer of Mono County by "R. M. Wilson, County Auditor," and are all endorsed "Presented and not paid for want of funds, Wm. Feast, County Treasurer."

It is admitted that before the commencement of this action demand was made upon Defendant for payment of these warrants, and refused, and the Defendant himself testified that at the time of said demand there was the sum of five thousand, seven hundred dollars in the General Fund of said county; he also admitted that warrants later in date than those in suit had been paid by him out of the General Fund. The answer of the Defendant denies the authority of Wilson and Feast, and denies their official existence; denies any county government of Mono County before 1864; denies the rendition of any services which were or could become a county charge by the original payees of the warrants in suit; and alleges that neither of the said parties, Wilson or Feast, were eligible to office at all, being non-residents of the County of Mono or State of California; and alleges that none of the claims upon which said warrants were founded were ever examined, allowed, audited, or ordered paid by any officer or officers of Mono County.

These are the principal issues as presented by the pleadings, and in my view of the case, the issues may be narrowed down to the following, viz:

1st—Was Aurora ever in the State of California?

2d—Were there any legal county officers of Mono County between February 8th, 1862, and December 13th, 1890?

3d—Is Defendant's denial of the examination, allowance, or order for payment of said claims, if proven, a defense to this proceeding?

First, then, was Aurora ever in California, it being understood that the Aurora spoken of is the Aurora which is now admittedly in Esmeralda County, Nevada? For the determination of this question a historical retrospect is necessary.

On the 10th day of October, 1849, the Constitutional Convention adopted the original Constitution of this State, wherein, by Article XII, the boundary of the State was fixed as follows:

"Commencing at the point of intersection of the 42d degree of North latitude with the 120th degree of longitude west of Greenwich, and running south on the line of said 120th degree of West longitude until it intersects the 30th degree of North latitude; thence running in a straight line in a southeasterly direction to the River Colorado, at a point where it intersects the 36th degree of North latitude; thence down the middle of the channel of said river to the boundary line between the United States and Mexico, as established by the treaty of May 30th, 1848; thence running west and along said boundary line to the Pacific Ocean, and extending thence three English miles; thence running in a northwesterly direction, and following the direction of the Pacific coast, to the 42d degree of North latitude; thence on the line of said 42d degree of North latitude, to the place of beginning. Also, all the islands, harbors, and bays along or adjacent to the Pacific coast."

On the 9th day of September, 1850, the Congress of the United States admitted California to the Union, as a Sovereign State, and her boundary thenceforth was established as hereinbefore given.

[That portion of the boundary line about which the controversy is raised in this matter, is the portion running in a southeasterly direction from the intersection of the 39th degree of North latitude, to the Colorado River at a point where it intersects the 35th degree of North latitude. There is, not, nor can there ever have been, as a matter of law, any uncertainty about this line. Its termini are perfectly well defined geographical points, and the line itself is as certain as a parallel of latitude or as a meridian of longitude. No actual marking of the line upon the ground was necessary to its establishment. The adoption of the boundary line by the State, and its subsequent ratification by the Act of Admission was operative to establish the boundary, and the line was not dependent upon any subsequent survey. Such is the rule as to county boundaries, as laid down in People vs. Henderson, 40 Cal., 29, and I see no reason for any different rule existing as to boundaries between neighboring States. It being admitted by the Plaintiff that upon the actual survey being made in 1863, Aurora was found to be east of the boundary line, it necessarily follows, as a conclusion of law, that it had always so been, and that no declaration of the Legislature of the State of California, although followed by an apparent exercise of jurisdiction, could avail to alter the fact that Aurora was east of the eastern boundary line of California.]

Nor is this position altered by the organic Act creating the Territory of Nevada, and defining its western boundary. This boundary, and the eastern boundary of California, were not coincident, but the proposed western line was left in abeyance to be consented to by California before becoming fixed, which consent this State declined to give, and of consequence the eastern boundary of California became the western boundary of Nevada.

Upon this point I have been referred by the learned counsel, Plaintiff in person, to the case of the State vs. Duwall, 93 Cal. 127.

An examination of that decision satisfies me that the case is not well reasoned; is not founded on legal principles, and that a

majority decision has been held in numerous cases since that decision. It is well understood, of course, that the decisions of the Courts of another State are in no way binding upon the Courts of this State, except so far as they enunciate correct legal principles. In the case under consideration one Duwall was convicted of taking oysters from the Seokunk River, the boundary between Rhode Island and Massachusetts, in violation of a Rhode Island statute. He had requested an instruction that if the oysters were taken in Seokunk River, east of the middle line thereof, they were not taken in Rhode Island, and Defendant was not guilty. This was refused, and the refusal assigned as error in the Supreme Court.

The Court say, and I quote their opinion in full: "This exception assumes to bring into question the eastern boundary line of this State. Where that line is, de jure, is a political question, with which the Courts of the State will not interfere. Sufficient for them is that the State has always claimed jurisdiction up to and along the westerly side or bank of the Seokunk River, and exercised it in fact. The Courts are bound to take cognizance of the boundaries in fact claimed by the State. The exception is therefore overruled."

After a full and careful examination as possible, with the authorities at my command, I fail to find this case in any manner affirmed or approved. It seems to be sui generis. As to the principles there laid down: No Court ever assumes to interfere with the political or legislative department of the government, but it is the undoubted function of the judicial department to interpret and define legislative or political acts. Thus, suppose the boundary line between the State of Oregon and the Territory of Washington were, as it is in fact, the Columbia River, which is in places from three to seven miles in width, and a person indicted for an offense committed within either sovereign, y, could not the Courts, either of State or Territory, upon a plea of the jurisdiction, so interpret the meaning of the word "boundary" as to determine whether it be the medium flum, or the north or the south bank?

Suppose again that the Legislature of this State, at its coming session, should declare that Carson City, in Nevada; and Fort Yuma, in Arizona, were respectively in the State of California, and should provide that offenses committed in either place should be tried by a Superior Judge of California to hold court at either place? Could it be that upon a conviction, the Supreme Court of this State would decline to pass upon the question of jurisdiction, because it was a political question and the State of California had exercised a de facto jurisdiction in these places respectively? Such, I think, cannot be the law.

Again, by the Statutes of this State (Code Civil Procedure Sec. 1875, Subdivision 8), courts are required to take judicial notice of the "geographical divisions and political history of the world." A geographical division is that established by competent authority, as was the boundary line of California, and it seems to me that the courts are bound to take notice of that line, although the Legislature may have subsequently assumed to overstep it.

The powers of a Legislature are limited by necessity. If they could, by a simple declaration, so far bring the town of Aurora within the boundary line of this State as to make the question of its location res judicata, I see no reason why they could not, in like manner, annex the whole of Nevada, Oregon and Arizona.

But, to test speculation for an examination of adjudged cases: In the case of the State vs. Young, 46 Vt. 565, the Court held that where the channel of a river is the boundary between States, the sudden changing of it by artificial means does not affect the boundary, nor can State boundaries be changed by the acquiescence of towns or town authorities. It is evident that this case must have involved an examination of the location of inter-State boundaries.

[See also Collins vs. State, 30 Am. Rep. 142. Peo. vs. N. J. Cent. R. R. 42 N. Y. 283. Wetmore vs. Brooklyn Gas L. Co. id. 324.]

In Illinois the Supreme Court uses the following language: "As much of Lake Michigan as is included by a line running north from the point where the Eastern boundary of Illinois strikes the southern bend of the lake, to a point in the middle of the lake, in north latitude 42 deg. 30 min., and thence west along that parallel, is undeniably within the limits of Illinois. It is true, no portion of this body of water has been assigned to the counties bordering upon it, or received in any manner the attention of the Legislature, yet it is, nevertheless, a portion of the navigable waters of the State, and of her territory."

The Norway vs. Jensen, 52 Ill., 373. This case seems to me especially apposite. Here was a boundary line which could not, by any human possibility, be actually marked out, yet, the Supreme Court of Illinois, none the less upheld its own jurisdiction. There had been no de facto jurisdiction—no attention at all given to the matter by the Legislature; yet it was held to be a part of the territory of the State.

Conversely, it seems to me, all beyond the line in question would have been held, ex necessitate, to be without the jurisdiction of the State of Illinois. In an English case, on appeal to the Privy Council, the following language is used: "It is true beyond all doubt, that as a matter of right, no State can claim jurisdiction of any kind within the territorial limits of another independent State." [Papayanni vs. The Russian Steam Nav. Co., 2 Moore P. C. (N. S.) 181.]

In my opinion, therefore, upon principle and precedent, no declaration of the Legislature, nor any attempted exercise of jurisdiction on the part of the State could avail, either to alter the question of law as to the location of Aurora, or to preclude a Court of competent jurisdiction from inquiring into and passing upon the question. I

most therefore hold that the town of Aurora was never within the County of Mono, or State of California.

Second. Were there any legal county officers of Mono County between February 8th, 1862, and December 13th, 1890?

On the 24th day of April 1861, an Act was passed entitled "An Act to create the County of Mono, to define its boundaries, and provide for its organization." [Stat. 1861, p. 325.]

Section 2 defines the boundaries, the Eastern one of which is declared to be that portion of the Eastern boundary of the State lying between the Southern boundary of Amador county and the Southern boundary of Fresno county.

Section 3 is as follows: "The Seat of Justice of Mono county shall be at Aurora."

The remainder of the Act attempts to provide for the organization of the county, the election of officers, etc.

By Section 5 it is provided that P. J. Hickey, W. M. Boring, E. W. Casey, C. N. Notwane, L. A. Brown, G. W. Bailey and T. A. Lane, should constitute a Board of Commissioners to conduct an election under this Act, and it is in evidence that a majority of this Board were non-residents of this State. Without, however, laying any particular stress upon that fact, it appears that on June 1st, 1861, an election for county officers was held, at which J. S. Schnitz, E. Green and C. R. Worland were declared elected Supervisors, B. M. Wilson, County Clerk and Auditor, and Wm. Feast County Treasurer. All these persons, except Worland, were residents of Aurora, and consequently, in my view of the case, non-residents of the State of California; and a majority of the votes cast at this election was cast by non-residents of the State. A majority of those purporting to be Supervisors were clearly ineligible to office, as not being electors. Hittell's Gen. Laws, Sec. 6771 et seq.

With regard to Supervisors the Supreme Court of this State has recently held, in the case of People ex rel Tracy vs. Britz, Pac. Coast Law Journal, July 17, 1890, p. 616, that when a Supervisor ceases to be an inhabitant of his Supervisor district, he ceases to be a Supervisor, and a vacancy occurs. By how much more is this so when the person elected to such office is not a resident of the county nor even of the State.

The same law applies to Clerks and all other county officers. Each of them was chargeable with knowledge of the fact that he was a non-resident of the State and ineligible for office; and that their acts, so far as they purported to bind the county, were void.

Again, the county organization although attempted by the Legislature in 1861, was not fully accomplished, and until this was done, no legal county could or did exist. Peo. vs. McGuffey, 32 Cal. 140.

That portion of the Act which purported to make Aurora the County Seat was, in my opinion, a nullity. Although there is no Constitutional inhibition against making a town in another State a county seat for a county in California, the higher law, that of common sense, prevents the Legislature from the assumption of a power which it does not, and cannot, possess.

I am therefore of opinion that all the acts purporting to have been done at Aurora by the so-called officers of Mono County were absolutely null and void; and in effect, that there were, during the time that the county seat was held at Aurora, no legal county officers of Mono county, and that no acts of those pretending to be such officers, could create any charge against the county.

Third. Is the defense of the want of allowance, etc., of the demands upon which the warrants are based, a sufficient one? Should I be in error on the antecedent questions discussed, I am still of opinion that the defendant is entitled to judgment upon this ground.

By the Act of April 24, 1857, which was in force in 1862-3 the County Auditor was authorized to draw warrants "for the payment of all claims and demands legally chargeable against the county, which are, according to law, examined, settled, allowed, and ordered paid by the Board of Supervisors of the county."—Stat. 1857, p. 248.

This examination, settlement, allowance and order for payment, are, in my opinion, conditions precedent to the drawing of the warrant.

Our Supreme Court has said, in Keller vs. Hyde, 20 Cal. 394, that "It is the duty of the County Treasurer to apply the money of the county in payment of demands legally chargeable against the county. It is not a duty resulting from his office to pay any warrant that the County Auditor may draw upon him. It must be a warrant founded on an order made by the Board of Supervisors, and the warrant can only be drawn by the Auditor for a demand legally chargeable against the county, and which has also been allowed by the Board of Supervisors." [See, also, Connor vs. Morris, 23 Cal. 452.]

It failing to appear that said claims were allowed and ordered paid by the Board of Supervisors which act at Aurora (though, as above stated, I deem that Board of no legal authority) and it being shown that the claims were not so allowed and ordered paid by the subsequent Board, but were disallowed, it seems clear to me that the drawing of these warrants by the Auditor was entirely in excess of his authority and that they did not become a county charge.

I am therefore of the opinion that the plaintiff is not entitled to the relief sought, and that the rule should be discharged with costs.

The defendant will prepare findings in accordance with this opinion.

MARCUS P. WINGIN, Superior Judge.

October 4, 1890.

A Chinaman has entered the freshman class at Harvard College.

The Skagit mines are being abandoned.

COUNTY SEAT ITEMS.

(From the Bridgeport Union).

Election Officers.—The following are the officers of the election to be held on November 2d:

Antelope—Inspector, John H. Connell; Judges, Wm. Wiley and Lloyd Goodnow. Benton—Inspector, S. L. McNaughton; Judges, D. Ashley and B. B. Alverson. Bodie Precinct No. 1—Inspector, C. A. Richardson; Judges, W. H. Allen and E. Sweeney.

Bodie Precinct No. 2—Inspector, D. Y. Goodson; Judges, Hugh Gorman and T. M. Luther. Bridgeport—Inspector, A. J. Severe; Judges, Barry Peeler and J. R. Dennison. Kings—Inspector, M. King; Judges, J. Watts and L. Sammon.

Mammoth—Inspector, Chas. Schuman; Judges, D. Cullen and John Wilson. Mill—Inspector, Henry Middlecott; Judges, O. Lundy and E. Costello.

The Board of Supervisors having failed to designate polling-places, the duty devolves upon Justices of the Peace.

Convicted.—On Wednesday last, Wm. Lee was convicted, in Superior Court, Department No. 1, Hon. Judge Friga, presiding, of grand larceny, and ordered to appear on Monday next for sentence.

SAN CAUCUS.—The trial of Sam Chung for murder has been postponed until the 27th inst.

BOARD OF SUPERVISORS.—The Board of Supervisors will hold an adjourned meeting on Monday next to levy the tax.

TAXES.—It is understood that the tax will be four per cent. this year.

MORE JURYMEN.—It is expected that a venire for a special jury will be issued.

SUPERIOR COURT.

WINGIN, Judge.

Monday, Oct. 4.

P. Reddy vs. Tinkum; judgment for defendant.

Land vs. Hemmaway; judgment of Justice Court reversed and cause remanded. Burham vs. Newman, et al.; restraining order set aside, and injunction denied. Hausman vs. Berliner; judgment for plaintiff.

Matthews vs. Land; answer stricken out and default entered; order vacating injunction set aside, and injunction restored.

West Pacific M. Co. vs. Finn, et al.; demurrer overruled; five days to answer.

Page vs. Santa Mina M. Co.; demurrer overruled; five days to answer.

Stewart vs. Holden, McMillan vs. Holden, West & Bryant vs. Holden, A. B. Stewart vs. Holden; actions consolidated and set for Oct. 29th.

Ward vs. Hilton; demurrer submitted.

Porter vs. Sam Chung; demurrer submitted; five days to answer.

Wright vs. Tower; demurrer overruled; ten days to answer.

Liebes et al. vs. Loose; demurrer overruled; ten days to answer.

Marshall vs. McCaghen; demurrer stricken out and default entered.

Hemenway vs. Forrest; motion to strike out portion of answer granted; demurrer overruled.

Gillon, Barber & Co. vs. Huntton; demurrer sustained; five days to answer.

Simpson et al. vs. Hailbron; demurrer overruled; ten days to answer.

Wagner vs. Chayer; demurrer withdrawn judgment for plaintiff.

Smith vs. Taylor; appeal dismissed.

G. B. Day vs. Huntton; Morris Dick vs. Huntton; Jesse Summers vs. Huntton; stay of proceedings heretofore granted vacated, and Sheriff ordered to make sale under execution.

Tuesday, Oct. 5.

People vs. J. Kallmer; set for Oct. 18.

L. T. Noble vs. M. Malone; Court decides that there was no jurisdiction in the Court below to render judgment against defendant; judgment for defendant's costs; stay of proceedings for 30 days.

Matthews vs. J. A. Owens et al.; stay of proceedings until Oct. 13.

Reddy vs. Tinkum; stay of proceedings for 60 days.

S. D. Wright vs. Tower; time for furnishing particulars extended for 10 days, making 15 days.

Wednesday, Oct. 6.

Daniel McCarthy vs. Ann McCarthy; decree of divorce granted on plaintiff's furnishing proof of depositing summons and copy of complaint to postoffice address of defendant.

On motion of Frank Owen, L. S. Tabbs is admitted to practice in this Court.

Thursday, Oct. 7.

Baglin vs. Buswell; continued till 27th.

Mining Transfers.

The following deeds have been recorded in the County Recorder's office:

Oct. 1.

Chas. Jardine to Monte Cristo M. Co., interest in Dunn mine, Lake D. \$1,000.

Geo. S. Carrier to Monte Cristo M. Co., interest in Dunn mine, Lake District.

Vulcan M. Co. to John A. Cresser and Albert Mack, Kerrick mine, etc., Blind Spring District, \$6,000.

Henry T. Fitzhugh to Mary R. Boel, 464 feet of Laura mine, Blind Spring D., and 375 feet of Fitzhugh mine, Pahlet D., Esmeralda county.

Oct. 4.

Geo. C. Gard to John J. Kelly, Gold Bend, Crown Point, Rocky Point, Brannan, Daisy, Snow Drift, Surprise and Put me in mines, House District, \$500.

J. C. Baesmeider to Albert Mack, Enoka mine, Blind Spring District.

Since July 1st about \$35,000,000 in foreign gold has been received in this country.

The Inyo Independent says that an exodus has set in at Independence, a large number of its old and prominent citizens having left in quest of pastures new.

MISCELLANEOUS.

SMITH—In Bodie, October 2th, the wife of Anderson—In Bodie, October 8th, the wife of C. L. Anderson, of a daughter.

MARRIAGES.

SHAFF—SQUIRES—In Bodie, October 4th, by the Rev. L. C. Hinkle, W. W. Shaff to Mrs. Mary E. Squires.

MISCELLANEOUS.

A. B. STEWART. C. H. DOWNEY.

BOISOT & STEWART.

Main Street, near Green.

Druggists and Apothecaries.

DEALERS IN

Mill chemicals.

Paints, Oils, Varnishes, Window Glass, Toilet Articles, Brushes, Etc.

67 FIRE INSURANCE AGENTS. mh14

CITY LIVERY.

AND

Feed Stables!

J. W. Kinney, Proprietor.

UPPER MAIN STREET, BODIE.

HAVING PURCHASED THE ABOVE STABLES, and placed in the same an entire new outfit of Horses and Carriages, I am prepared to furnish the very

BEST APPOINTED TEAMS

To be found in the mountains. Horses bought and sold by the

DAY, WEEK OR MONTH.

HORSES BOUGHT AND SOLD.

Saddle and Carriage horses to let, mh15

A. C. RAYMOND.

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